## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF SOUTH CAROLINA ORANGEBURG DIVISION

Andrew Hayes,	
·	) C.A. No. 5:15-cv-4486-JMC
Plaintiff,	
	) CONSENT MOTION TO AMEND
v.	) SCHEDULING ORDER
	)
St. Matthews Police Department and	)
Michael Smalls, Jr., individually,	)
•	)
Defendants.	)
	)

Defendants move, with consent of the Plaintiff, for an Order enlarging the time for discovery by 60 days and to adjust the remaining deadlines accordingly, and to set the deadline for affidavits of records custodians to be coterminous with discovery. In support of the motion, Defendants offer that the parties have engaged in written discovery, that Defendants have requested and received responses to written discovery from Plaintiff, and that Defendants are currently in the process of responding to Plaintiff's written discovery. The parties plan to take depositions and conduct follow up discovery after written discovery is completed, which the parties expect to occur by the end of April. Currently, the parties anticipate that Defendants will depose Plaintiff, and that Plaintiff will depose Chief Smalls and one or more Town employees. A proposed Consent Amended Scheduling Order is being submitted to chambers for the Court's consideration.

(Signature Block Next Page)

## We so move and consent:

s/Timothy O. Lewis
ALLAN R. HOLMES (FID 1925)
TIMOTHY O. LEWIS (FID 9864)
GIBBS & HOLMES
171 Church St., Suite 110

Charleston, SC 29401 Tel.: (843) 722-0033 Fax: (843) 722-0114

aholmes@gibbs-holmes.com timolewis@gibbs-holmes.com

ATTORNEYS FOR PLAINTIFF

s/Christopher W. Johnson

DERWOOD L. AYDLETTE (FID 5036) CHRISTOPHER W. JOHNSON (FID 7581) GIGNILLIAT, SAVITZ & BETTIS, L.L.P.

900 Elmwood Ave., Suite 100

Columbia, SC 29201 Tel.: (803) 799-9311 Fax: (803) 254-6951 daydlette@gsblaw.net cjohnson@gsblaw.net

ATTORNEYS FOR DEFENDANTS